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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91181548
Party	Plaintiff Apple Inc.
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Date	01/14/2008
Attachments	APPLESHIRE - Amended Notice of Opposition.pdf (18 pages)(555914 bytes) APPLESHIRE - Amended Notice of Opposition Exhibits.pdf (35 pages)(3373462 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Application Serial No. For the mark: APPLESHIRE Filed: December 11, 2006 Published: July 3, 2007	77/061,908
APPLE INC.,	**************************************
	: Opposition No.
Opposer,	:
	: AMENDED NOTICE OF OPPOSITION
v.	:
	:
RANDALL L. THOMPSON,	;
	:
Applicant.	:
D D D D D D D D D D D D D D D D D D D	

APPLE INC. ("Opposer"), a corporation organized and existing under the laws of California with a principal place of business at 1 Infinite Loop, Cupertino, California 95014, believes that it will be damaged by the issuance of a registration for the trademark shown in Application Serial No. 77/061,908 and hereby opposes same.

As grounds for its opposition, Opposer alleges as follows, with knowledge concerning its own acts, and on information and belief as to all other matters:

1. Opposer is the world-famous computer company, and Opposer's APPLE brand is one of the best known brands in the world. Opposer designs, manufactures and/or markets in interstate and international commerce, among other things, computers, computer software and computer peripherals, and offers a broad array of related

goods and services, including but by no means limited to iTunes media player software, iTunes Store internet-based media retail and audio and visual content-delivery services, iPod mobile digital media players, video creation software and a broad range of other goods and services.

2. Since at least as early as 1977, Opposer has extensively promoted, marketed, advertised, distributed and sold goods and services in connection with a family of trademarks consisting, in whole or in part, of the word APPLE and a visual equivalent of the word, to wit a logo depicting a stylized apple, as shown below:



(the "Apple Logo").

3. Opposer's family of APPLE-based word marks and its Apple Logo (collectively, the "APPLE Marks") has achieved an extraordinary level of fame and consumer recognition. As a result of Opposer's extensive advertising, promotion and use of its APPLE Marks in connection with a variety of goods and services, including, without limitation, computers, computer software and computer peripherals, iTunes media player software, iTunes Store internet-based media retail and audio and visual content-delivery services, iPod mobile digital media players, video creation software and a broad range of other goods and services, Opposer's APPLE Marks have acquired enormous goodwill, and have come to be immediately identified with Opposer as the

source of goods and services.

- 4. The APPLE Marks are famous under the Lanham Act, specifically 15 U.S.C. § 1125 *et seq.*, and are among the most valuable trademarks in the world. The extraordinary level of fame and consumer recognition that the APPLE Marks currently enjoy cannot be seriously disputed. As a result of Opposer's extensive advertising and use of the APPLE Marks, the APPLE Marks have acquired extensive goodwill and have come to be immediately identified with Opposer.
- 5. For many years, the APPLE brand has consistently been recognized as belonging in the top 50 brands worldwide. Attached as **Exhibit 1** are copies of the rankings of the APPLE brand, in reverse chronological order from 2007 through 2001, as compiled by the leading brand assessment company, Interbrand Corporation. Interbrand has given the APPLE brand the following rankings and U.S. dollar values over the past six years:
 - i. 2007: valuing the APPLE brand as the 33rd most valuable brand in the entire world, with an estimated brand worth of U.S. \$11.037 billion.
 - ii. 2006: valuing the APPLE brand as the 39th most valuable brand in the entire world, with an estimated brand worth of U.S. \$9.130 billion.
 - iii. 2005: valuing the APPLE brand as the 41st most valuable brand in the entire world, with an estimated brand worth of U.S. \$7.985 billion.
 - iv. 2004: valuing the APPLE brand as the 43rd most valuable brand in the entire world, with an estimated brand worth of U.S. \$6.871 billion.
 - v. 2003: valuing the APPLE brand as the 50th most valuable brand in the entire world, with an estimated brand worth of U.S. \$5.55 billion.

- vi. 2002: valuing the APPLE brand as the 50th most valuable brand in the entire world, with an estimated brand worth of U.S. \$5.32 billion.
- vii. 2001: valuing the APPLE brand as the 49th most valuable brand in the entire world, with an estimated brand worth of U.S. \$5.46 billion.
- 6. Opposer is the owner of numerous United States Registrations on the Principal Register for its APPLE Marks, including, without limitation, the following registrations:

TRADEMARK	REG. NO.	FILING DATE/ REG. DATE	GOODS/SERVICES
APPLE	1,078,312	March 25, 1977 November 29, 1977	Class 9: Computers and computer programs recorded on paper and tape.
	1,114,431	March 20, 1978 March 6, 1979	Class 9: Computers and computer programs recorded on paper and tape.
	2,715,578	July 1, 2002 May 13, 2003	Class 9: Computers hardware; computer hardware, namely, server, desktop, laptop, notebook and subnotebook computers; hand held and mobile computers; computer terminals and monitors; personal digital assistants; portable digital audio players; electronic organizers; computer keyboards, cables, modems; audio speakers; computer video control devices, namely, computer mice, trackballs, joysticks and gamepads; a full line of computer software for business, home, education, and developer use; computer programs for personal information management; database management software; character recognition software; telephony management software; electronic mail and messaging software; telecommunications software, namely for paging; database synchronization

TDANEMADY	REG. NO.	FILING 1	DATE/	GOODS/SERVICES
IMMINIMIN		REG. DAT	E	
TRADEMARK	REG. NO.			software; computer programs for accessing, browsing and searching online databases; operating system software; application development tool programs; blank computer storage media; fonts, typefaces, type designs and symbols recorded on magnetic media; computer software for use in providing multiple user access to a global computer information network for searching, retrieving, transferring, manipulating and disseminating a wide range of information; computer software for use as a programming interface; computer software for use in network server sharing; local and wide area networking software; computer software for use in digital video and audio editing; computer software for use in font justification and font quality; computer software for use to navigate and search a global computer information network, as well as to organize and summarize the information retrieved; computer software for use in word processing and database management. word processing software incorporating text, spreadsheets, still and moving images, sounds and clip art; computer software for use in authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, playing, storing and organizing audio, video, still images and other digital data; computer software for analyzing and troubleshooting other computer software; children's educational software; computer game software;
				Computer graphics software; Computer search engine software; Web site development software; computer program which provides
				remote viewing, remote control,

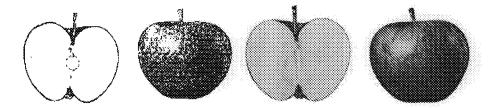
TRADEMARK	REG. NO.	FILING DATE/ REG. DATE	GOODS/SERVICES
			communications and software distribution within personal computer systems and across computer network; computer programs for file maintenance and data recovery; computer peripherals; instructional manuals packaged in association with the above.
	3,084,491	April 26, 2004 April 25, 2006	Class 9: Electronic apparatus and software therefor for downloading, transmitting, receiving, playing, storing and organizing audio, video and navigation data for use in automobiles, railway cars and engines, ships and planes; sound effect generators and instruments comprised of computer hardware and software Class 12: Automobiles. Class 15: Electric and electronic musical instruments; musical instruments; electronic keyboard instruments; electronic keyboard instruments; electric or electronic percussion or drum systems comprised of computer hardware and software; music and sound synthesizers; electronic tone generators; musical instruments controlled by computer software.
	3,298,028	August 2, 2006 September 25, 2007	Class 35: Arranging and conducting trade shows, and trade show expositions and exhibitions in the fields of computers, computer software, online services, information technology, and consumer electronics. Class 41: Education and training services, namely, conducting classes, workshops, conferences and seminars in the field of computers, computer software, online services, information technology, internet website design, video products and consumer electronics; arranging of exhibitions, seminars and conferences; arranging professional workshop and training courses; computer education training

TRADEMARK	REG. NO.	FILING DATE/ REG. DATE	GOODS/SERVICES
			services; training in the use and operation of computers and computer software; providing a website for the uploading, sharing, viewing and posting of photographs, digital images, movies, videos, online journals, namely web blogs in general interest fields, and other related multimedia entertainment materials over a global computer network; providing fitness and exercise facilities; Physical fitness consultation and instruction; providing on-line publications in the nature of newsletters in the field of computers and education; providing information in the field of education via the internet; providing information in the field of entertainment via the Internet concerning movies, music, videos, television, celebrities, sports, news, history, science, politics, comedy, children's entertainment, animation, culture, current events.

Copies of the above-identified registrations are annexed as **Exhibit 2**.

- 7. The above-identified registrations are valid and in full force and effect. Indeed, affidavits have been filed and accepted pursuant to sections 8 and 15 of the Lanham Act for Registration Nos. 1,078,312 and 1,114,431 rendering such registrations incontestable.
- 8. Opposer is also the owner, by assignment, of numerous apple-related trademarks and the goodwill associated therewith, and the associated trademark registrations, previously owned by Apple Corps Limited ("Apple Corps"). Under the agreement between Apple and Apple Corps, Apple now owns all of Apple Corps' trademarks related to "Apple" and licenses certain of those trademarks back to Apple

Corps for Apple Corps' use. These trademarks consist of the word APPLE and visual equivalents of the word, to wit logos depicting apples, such as the four shown below:



(collectively the "Apple Corps Logos").

- 9. Since at least as early as 1968, Opposer, including through its predecessor Apple Corps, has extensively promoted, marketed, advertised, distributed and sold goods and services in connection with this family of APPLE word marks and Apple Corps Logos (collectively "Opposer's Apple Corps Marks"), including, without limitation, sound recordings featuring The Beatles and James Taylor among other music legends.
- 10. Opposer's Apple Corps Marks have achieved an extraordinary level of fame and consumer recognition. As a result of Opposer's and/or its predecessor's extensive advertising, promotion and use of Opposer's Apple Corps Marks in connection with a variety of goods and services, including, without limitation, audio and visual recordings relating to music, entertainment and film, musical videos, video records featuring performances, downloadable musical sound and video recordings, and downloadable sound and video records featuring or relating to music, entertainment and films, Opposer's Apple Corps Marks have acquired enormous goodwill and have come to be immediately identified with goods and services originating from Opposer or, formerly, its predecessor.

- 11. Opposer's Apple Corps Marks are famous under the Lanham Act, specifically 15 U.S.C. §1125 *et seq.* The extraordinary level of fame and consumer recognition that Opposer's Apple Corps Marks currently enjoy cannot be seriously disputed. As a result of Opposer's and/or its predecessor's extensive advertising and use of Opposer's Apple Corps Marks, Opposer's Apple Corps Marks have acquired extensive goodwill and have come to be immediately identified with goods and services originating from Opposer or its predecessor.
- 12. Opposer is the owner, by assignment, of United States Registrations on the Principal Register for Opposer's Apple Corps Marks, including, without limitation, the following registrations:

TRADEMARK	REG. NO.	FILING DATE/ REG. DATE	GOODS/SERVICES
APPLE	2,034,964	June 26, 1995 February 4, 1997	Class 9: gramophone records featuring music; pre-recorded audio tape cassettes featuring music; audio compact discs featuring music; pre-recorded video tape cassettes featuring music
	2,036,537	June 26, 1995 February 11, 1997	Class 9: gramophone records featuring music; pre-recorded audio compact discs featuring music.
	2,041,653	June 26, 1995 March 4, 1997	Class 9: gramophone records featuring music; pre-recorded audio tape cassettes featuring music; audio compact discs featuring music; pre-recorded video tape cassettes featuring music.

3 200 354	June 4, 2004	Class 9: Musical sound recordings:
3,200,354	June 4, 2004 January 23, 2007	Class 9: Musical sound recordings; sound recordings featuring entertainment, music, musicians, documentaries, biographies, interviews, performances, reviews, historical narratives, drama and fiction; musical video recordings; musical
		cinematographic films; video records and cinematographic films featuring entertainment, music, musicians, caricatures, cartoons, animation, television programs, documentaries, film excerpts, biographies, interviews, performances, reviews, historical narratives, drama and fiction; sound recordings, video records, cinematographic films, namely, television programs, motion pictures, audio visual records and audio video film footage for television and other transmission; audio and visual recordings featuring or relating to music, entertainment and films; pre-recorded compact discs, audio tapes, gramophone records, video tapes, video discs, DVDs, CD-ROMs and interactive compact discs, all featuring or relating to music and films; digitally recorded sound and video records featuring music, entertainment and cinematographic films; downloadable musical sound and video records;
		downloadable sound and video records featuring or relating to music, entertainment and films
3,221,275	June 4, 2004 March 27, 2007	Class 9: Musical sound recordings; sound recordings featuring entertainment, music, musicians, documentaries, biographies, interviews, performances, reviews, historical narratives, drama and fiction; musical video recordings; musical cinematographic films; video records and cinematographic films featuring entertainment, music, musicians, caricatures, cartoons, animation, television programs, documentaries, film excerpts, biographies, interviews, performances, reviews, historical narratives, drama and fiction; sound recordings, video records, cinematographic films, namely, television programs, motion pictures, audio visual records and audio video

	2.217.090	Y	film footage for television and other transmission; audio and visual recordings featuring or relating to music, entertainment and films; pre-recorded compact discs, audio tapes, gramophone records, video tapes, video discs, DVDs, CD-ROMs and interactive compact discs, all featuring or relating to music and films; digitally recorded sound and video records featuring music, entertainment and cinematographic films; downloadable musical sound and video records; downloadable sound and video records featuring or relating to music, entertainment and films.
APPLE	3,317,089	June 4, 2004 October 23, 2007	Class 9: Musical sound records; sound records featuring entertainment; sound records featuring music, musicians, documentaries, biographies, interviews, performances, reviews, drama and fiction; musical video records; video records featuring entertainment; video records featuring music, musicians, caricatures, cartoons, animation, documentaries, biographies, interviews, performances, reviews, drama and fiction; cinematographic films; musical sound recordings; musical video recordings; audio and visual recordings featuring or relating to music, entertainment and films; pre-recorded compact discs, audio tapes, gramophone records, video tapes, video discs,
			DVDs, CD-ROMs and interactive compact discs, all featuring or relating to music and films; digitally recorded sound and video records; downloadable musical sound and video records; downloadable sound and video records featuring or relating to music, entertainment and films

Copies of the above-identified registrations are annexed as **Exhibit 3**.

13. Registration Nos. 2,034,964, 2,036,537, 2,041,653 and 3,200,354 were assigned from Apple Corps Limited to Apple Inc. and recorded with the United States Patent and Trademark Office on April 5, 2007 under Reel 3516 and Frame 0288. A copy of the Trademark Assignment Details extract from the United States Patent and

Trademark Office Assignment Division online database evidencing the assignment recordal is annexed as **Exhibit 4**. Registration No. 3,221,275 was assigned from Apple Corps Limited to Apple Inc. and recorded with the United States Patent and Trademark Office on May 24, 2007 under Reel 3549 and Frame 0043. A copy of the Trademark Assignment Details extract from the United States Patent and Trademark Office Assignment Division online database evidencing the assignment recordal is annexed as **Exhibit 5**. Registration No. 3,317,089 was assigned from Apple Corps Limited to Apple Inc. and recorded with the United States Patent and Trademark Office on January 7, 2008 under Reel 3691 and Frame 0084. A copy of the Trademark Assignment Details extract from the United States Patent and Trademark Office Assignment Division online database evidencing the assignment recordal is annexed as **Exhibit 6**.

- 14. The above-identified registrations are valid and in full force and effect. Indeed, affidavits have been filed and accepted pursuant to sections 8 and 15 of the Lanham Act for Registration Nos. 2,034,964, 2,036,537 and 2,041,653 rendering such registrations incontestable.
- 15. Notwithstanding Opposer's prior rights, on December 11, 2006, applicant Randall L. Thompson ("Applicant") filed Application Serial No. 77/061,908 which now seeks registration for "[e]ntertainment in the nature of visual and audio performances, and musical, variety, news and comedy shows; entertainment in the nature of visual and audio performances, namely, musical band, rock group, gymnastic, dance, and ballet performances; entertainment in the nature of musical group; entertainment namely, live performances by a musical band; entertainment services, namely an online activity where

you create your own music videos; entertainment services, namely, providing a web site featuring musical performances, musical videos, related film clips, photographs, and other multimedia materials; entertainment, namely live music concerts; entertainment, namely live performances by musical bands; presentation of musical performance; production of sound and music video recordings" in International Class 41 for the mark APPLESHIRE ("Applicant's Mark").

- 16. Opposer obtained extensions of time to oppose the instant application and is timely filing this Amended Notice of Opposition within such extended period.
- 17. Applicant's Mark prominently features the word mark APPLE. Similarly, Opposer's APPLE Marks and Apple Corps Marks famously evoke an apple.
- 18. The services cited by Applicant under Applicant's Mark, namely "[e]ntertainment in the nature of visual and audio performances, and musical, variety, news and comedy shows; entertainment in the nature of visual and audio performances, namely, musical band, rock group, gymnastic, dance, and ballet performances; entertainment in the nature of musical group; entertainment namely, live performances by a musical band; entertainment services, namely an online activity where you create your own music videos; entertainment services, namely, providing a web site featuring musical performances, musical videos, related film clips, photographs, and other multimedia materials; entertainment, namely live music concerts; entertainment, namely live performances by musical bands; presentation of musical performance; production of sound and music video recordings" are closely

related with, and in some instances identical to, goods and services Opposer has long offered in connection with its APPLE Marks and Opposer and its predecessor has long offered in connection with its Apple Corps Marks.

- 19. Accordingly, Applicant's Mark so closely resembles Opposer's APPLE Marks and Apple Corps Marks that Applicant's use of Applicant's Mark is likely to cause confusion, mistake or deception in the minds of consumers as to the origin or source of Applicant's services in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), with consequent injury to Opposer and the public.
- 20. There is no issue as to priority. Opposer began using its APPLE Marks in commerce since at least as early as 1977, and Opposer's predecessor, Apple Corps, began using Opposer's Apple Corps Marks as early as 1968, well prior to the December 11, 2006 filing date of Applicant's intent to use based application.
- 21. If Applicant is permitted to register Applicant's Mark, as specified in the application herein opposed, consumer confusion resulting in damage and injury to Opposer would be caused and would result by reason of the similarity between Applicant's Mark and Opposer's APPLE Marks and Apple Corps Marks. Persons familiar with Opposer's APPLE Marks and Apple Corps Marks would be likely to purchase Applicant's services as and for services associated with Opposer. Furthermore, any defect, objection or fault found with Applicant's services marketed under Applicant's Mark would necessarily reflect upon and seriously injure the reputation which the Opposer has established for its goods and services.

- 22. Applicant's Mark is likely to cause dilution of Opposer's APPLE Marks and Apple Corps Marks, in violation of Section 43(c)(1) of the Lanham Act, 15 U.S.C. § 1125(c)(1), by blurring the considerable source-identifying power of Opposer's APPLE Marks and Apple Corps Marks.
- 23. If Applicant is granted the registration herein opposed, it would thereby obtain a *prima facie* exclusive right to the use of Applicant's Mark. Such registration would be a source of damage and injury to Opposer.

WHEREFORE, Opposer requests that this opposition be sustained and that the registration of Application Serial No. 77/061,908 be denied.

The opposition fee in the amount of \$300.00 for an opposition in one class is filed herewith. If for any reason this amount is insufficient, it is requested that Opposer's attorneys' Deposit Account No. 11-0860 be charged with any deficiency. This paper is

filed electronically.

Dated: New York, New York January 14, 2008

Respectfully submitted,

KILPATRICK-STOCKTON LLP

By:

Joseph Petersen Stephen J. Coates

31 West 52nd Street, 14th Floor

New York, New York 10019

Telephone: (212) 775-8700 Facsimile: (212) 775-8800

Attorneys for Opposer Apple Inc.

CERTIFICATE OF TRANSMITTAL

I hereby certify that a true copy of the foregoing AMENDED NOTICE OF OPPOSITION is being filed electronically with the TTAB via ESTTA on this day, January 14, 2008.

Stephen J. Coates

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing AMENDED NOTICE OF OPPOSITION has been served on Applicant by depositing said copy with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to :

Randall Thompson 3704 Rancho Estates Court Walnut Creek, CA 94598

This the 14th day of January, 2008.

Stephen J. Coates

EXHIBIT 1



ALL BRANDS ARE NOT CREATED EQUAL

Best Global Brands 2007



2907 Bank	2006 Rank	Brand		Country of origin	Sector	2007 Brand Value (Sm)	Change in brand value
Ž.;	20	Samsung	all light	Republic of Korea	Consumer Electronics	16,853	4%
ZZ.	21	Merrill Lynch	SS Merrill Lynch	US	Financial Services	14,343	10%
23	28	HSBC.	HSBC 《X》	UK	Financial Services	13.563	17%
34	23	Nescafé	NESTRAFE	Switzerland	Beverages	₹2,950	4%
	26	Sony	SONY	Japan	Consumer Electronics	12,907	10%
28	22	Pepsi	(pepsi	US	Beverages	12,883	2%
27	29	Oracle	ORACLE	US	Computer Software	12,448	9%
78	32	UPS		us us	Transportation	12.013	12%
29	31	Nike		US	Sporting Goods	12,094	10%
36	27	Budweiser	Ber Winning	US	Alcohol	11,852	0%
31	25	Dell		US	Computer Hardware	11,854	-6%
32	33	JPMorgan	JPMorgan 🖏	US	Financial Services	11,433	12%
33	39	Apple	á	US	Computer Hardware	11,637	21%
	34	SAP	SAÇ	Germany	Computer Software	10,890	8%
38	37	Goldman Sachs		US	Financial Services	10,663	11 %
\$E	35	Canon	Camon	Japan	Computer Hardware	10.581	.6%
37.	36	Morgan Stanley	Morgan Stanley	US	Financial Services	10,340	6%
as assistina (a KS)	41	lkea		Sweden	∺ome Furnishings	10,087	15%
30	42	UBS	💸 UBS	Switzerland	Financial Services	9,338	13%
¥0	40	Kellogg's	1. Mary ja	US	Food	9,341	6%

Best Global Brands

How the BusinessWeek/Interbrand Top 100 companies are using their brands to fuel expansion

BY DAVID KILEY

OT LONG AGO, MOTOROLA SAW ITSELF THE same way its customers did: as a tech-driven seller of products, nor a brand. The success of the RAZR chauged all that. By ringing the consumer's bell, the hot-selling mobile phone validated a new strategy, internally dubbed MOTOME. Suddenly Motorola was a company that had tediscovered its identity as a major consumer brand.

The key, says global marketing head George Neill, who come to the company last year from Apple, was to think of the brand as providing experiences to consumers, not just hardware. "We're focused on giving access to what people want - music, video, Internet-wherever customers roam." That translated into an 18% gain in the company's global brand value on this year's BusinessWeek/Interbenind Annual Ranking of the 100 Top Global Brunds. The phonemaker, adds Interbrand Group CEO Jer Frampton, is "redefining the place people make for the Motorols brand in their lives.

This year's list is brimming with hot brands such as Mototals that are crafting new and surprising ways to branch into enrirely new product arenas. Hyundai is launching a premium sedan. Google is wading into selling ad time on the moio. Others are revving up their brand's goodwill value to dodge problems, as McDonald's is doing with its health and finess morkeding to counter concerns about junk food.

Every company wants its brand to get bigger. The hard pan is balancing what the brand is with a vision of what it would The to be. "As soon as you by to go someplace that duesn't fe or where you don't have credibility, it can decrace from your or ganization and your brand," says Frampson. The siath united BusinessHeek/Interbrand rankings measure an elusive but cru-

The Big WINNERS

Google posted the biggest single-year percentage gain of any company in the rankings' five-year history. Growth at eBay, the top dog of 2005, slowed from last year.

V-100013000000000000		April 1 and 1 and 1 and 1 and 1		
GRAPS	ANTIN IRICTIONS)	2001 BRAND VALUE (BILLIONS)	CHANGE IN SPANO VALUE	
GOOGLE	12.38	8.46	46%	
STARBUCKS	3.10	2.58	20	
EBAY	6.76	5,70	18	
MOTÓROLA	4.57	3.88	18	
HYUNDAI	4.08	3.48	17	

cial quality. Companies that score high can count on plenty of customer loyalty as they push into risky expansions.

Don't Fear Public Flops

THE COOCLE NAME is stronger than ever; In this year's rank-



ing it gained 46% in brand value -the biggest year-over-year rise of any company ever on the list. Revenues climbed by 105% last year. With market share in Internet search still surging, it can afford to gamble with its universally recognizable brand.

That allows Google to launch a slew of new products with small investments, gain valuable user input at early stages of development, and in num challenge market lenders such as Microsoft in muture businesses. "The way you find really successful innovation is to release five things and hope that one or two of them really take off," says product rza-Manssa Mayer.

When your brand is a verb in the Oxford English Dictionary, you can weather the sting of a few product flops. In the process you can harness the power of early releases, when users offer tons of suggestions, and engineers can fold in upgrades and adapt on the fly That's what the company did with Google Video, which was expanded to let people upload and showcase their own creations, another example: When Google initially Is unched Gmail in 2004, it scared some would be customers by o mevels: she go gnives bus aboawed in alium e micenari their content. Since then the company has invited Weh critics and consumer advocates to weigh in during the test phases of other new afferings.

The Big LOSERS

Practically every industry had a loser this year. Gap slipped 12 places in the rankings, and beleaguered ford made its lith appearance on this list, falling eight places.

BRAND	Charre 6001 (Shorine) 1034v	2005 BRAND VALUE (BILLHONS)	CHANGI IN BRAND YALU
GAP	6.42	8.19	-22%
FORD	11.06	13.16	-16
KODAK	4.41	4.98	-12
HEINZ	6.22	6.93	-10
INTEL	32.32	35.59	-9

DAK CON FL OF YOURSENEED DE TWINKING

CoverStory Rankings

RANK 2004 / 2005		SURTION?	Antoar Anta Baynd Baynd Baynd Baynd	CHANCE	CCHNTRY OF OWNERSHE	OEZEBAJION
15 15	GILLETTE	19.579	12,534	12%	v s	Gittette's new six-blided Figion rator met with tracule winen a was introduced. Out with Fusion sales soaring, Gitlette is still king.
17 18	LOUIS VUITTON	17,606	16.077	10%	france	With a glitzy new flagship on the Champa Elysées, the world's richest luxury brand celebrates yet another year of robust growth.
18 17	CISCO	17,532	16,59?	6%	u S.	Cisco's decision to lead with its Linksys brand for consumers hasn't made the company a household hathe yet. but it a helping.
19 19	HONDA	17049	15,788	8%	Japan	As gas prices rise, blonda's gas sippers are helping the Japanese carmaxies gnow into the Big Three's market shore.
20 20	SAMSUNG	16.169	14.956	8%	S. Korca	Samsung is rolling out not ECD TVs and ever more powerful memory chips. Out it is missing in action with low-end handsets, hirting market share.
21 25	MERRILL LYNCH	13.001	12.018	8%	U.S.	Merrill Lynch has made a dramatic transformation from a sleepy, stable brokerage to a tean and mean investment bank.
22 23	PEPSI	12.690	12.399	2%	U.S.	tt lapped a growing obsession vilth obesity by shifting marketing dollars to Diet Pepsi, Another Goost? Rivat Coke's move to copy Pepsi Max with Coke Zora.
23 24	NESCAFE	12,507	12.241	2%	Sintentano	Sales of instant college are piping but in emerging markers, while flavored collegs and new products have boosted appeal in the U.S. and Europe.
24 38	GOOGLE	12,376	8,461	46%	Ų. Š.	its recent inclusion as a vero in the Oxford English Dictionary confirms what competitors feared. Google means search to mearry of Web users.
25 21	DELL	12.256	13.231	.7%	u.s.	The king of the inexpensive PC is trying to regain trust with a campaign to bolster customer service and technical support
25 28	SONY	14.695	10 754	9%	Japan	Sony CEO Howard Stringer has tixed the TV bir, but other electronics products are stringgling. He's betting PlayStation 3 can neip tuen things around.
27 26	BUDWEISER	11,662	11.878	-2%	v.s	A price war and changing tastes left the No. I beer maker with a nasty hangover. The deep in profits for 2005 was its first in a decade.
28 29	HSBC	11,622	10.429	11%	8(113-1)	when cellad, private, and himperment nanking operations in 78 countries the violet's local bank is test becoming a neight larce in brankers) services
29 27	ORACLE	11.459	10,867	5%	U.S	Lost year. Oracle bought another major tollware brand. Slebel Systems. This year it will have to sew it together and keep its customers liadpy.
30 22	FORD	11.056	13 159	-16%	U.\$	The conic auto areas has acclained in every intersure. Weak marketing, barrinces, vitally in ground participa, and a barranned out U.S. Kock price northible.
31 30	NIKE	10 897	10:114	8%	U.\$.	trike won in both the casual tashion and hard-core athletic maniets with funovative new products, marketing, and partnerships.
32 32	UPS	10,712	9.923	ß%	U.S.	Chino to U.S. routes are paying off handsomely, white a big contract to consolidate stupments for Delt is providing a basel back at home.
33 34	JPMORGAN	10.205	9,455	8%	Ų.S	Unlike offier big books, selling money management units, if Morgan is building a brand in the business, as merger integration efforts commun.
34 36	SAP	10,007	9.006	11%	Germany	New sollware eithed at smaller businesses helped SAP extend its cus- tomer base beyond blue chips.
35 35	CANON	9.968	9044	10%	19024	Habia countriers with seast (sense) fictings byinds recyclosester knownew. Diffin) countries and sobiets wereed (seven pecoune out of habia), unait busy.
36 33	MORGAN STANLEY	9.762	9777	0%	U.S.	CEO John J. Wask is overstabiling the firm, and its brand, to restore its torriner reputation as line top investment bank.
37 37	GOLDMAN SACHS	9.640	8,495	13%	u.s.	Goldman s repeated blockbuster scaling results have made it wall Street's most profitable money machine.
38 31	PFIZER	9.591	9981	- 4%	ų. 5 .	Sold its one-ither-counter uses, so focus on developing new prescription drugs— a what move as powerhouse breads such as Liptor tax serving competition.
39 41	APPLE	9.130	7,985	14%	U. \$	Apple continues to be the style meater with its excended limity of iPods and MAC PCs. Its falest his the MacBook line of laptops.
40 39	KELLOGG'S	8 776	8.306	6%	u S.	The Corroll makes is striking an affective business between mosting products the Special K and sugary treats and Phys Taris to acrost businesses and wids.
41 42	IKEA	8 763	7817	1298	Sweden	ils allordatis (candinaciais gesigns have helped the Swedish retailer be- come a household name from San Diego to Shangkai.
42 44	UBS	8,7)4	7,565	15%	Switteresid	Metality Drivate banking and investment banking considers to pay of big- time expectably in Europe and Asia.
43 43	NOVARTIS	7.880	7,746	2%	<i>Бинаетъ</i> по	Inc Diviso chamacoulical years is expanding across everything from prescription drugs to generic medicines, vaccines, and diagnostics.
44 45	SIEMENS	2.828	2,507	<i>4%</i>	Germany	New CEO Rizus Kirmleld has disposed of peor-performing selecom urais, allowing Stemens to locus on businesses such as medical equipment

Business Week/Interbrand rank the companies that best built their images—and made them stick BY ROBERT BERNER AND DAVID KILEY

ADVENTISERS WHO WANT TO REACH THE Bublitz family of Montgomery, Ohio, have to leap a lot of hurdles. Telemarketing? Forget it—the family of five has Caller ID. The internet? No way—they long ago installed spam and pop-up ad blockers on their three home computers. Radio? Rudy Bublitz, 47, has non-commercial satellite radio in his car and in the home. Television? Not likely—the family records its favorite shows on TIVo and skips most ads. "The real beauty is that if we choose to shut advertising out, we can," Rudy says. "We call the shows with advertisors today."

The Bublitzes and other ad-zapping consumers like them pose an enormous challenge these days to marketers trying to build new brands and nurture old ones. To get a reading on which brands are succeeding—and which aren't—take a look at the fifth anrual BusinessWeek/Interbrand ranking of the 100 most valuable global brands. The names that gained the most in value focus ruthlessly on every detail of their brands, honing simple, cohesive identities that are consistent in every product, in every market around the world, and in every contact with consumers. (In the runking, which is compiled in partnership with brand consultancy Interbrand Corp., a dollar value is calculated for each brand using publicly available data, projected profits, and variables such as market leadership.)

The best brand builders are also intensely creative in getting their message out. Many of the biggest and most established brands, from Coke to Mariboro, achieved their global heft decades ago by helping to pioneer the 20-second TV commercial. But it's a different world now. The monolithic TV networks have splintered into scores of cubic channels, and mass-market publications have given way to special-interest magazines aimed at smaller groups. Given that fragmentation, it's not surprising that there's a new generation of brands, including Amazon.com, eBay, and Starbucks,

Ameron.com, eBay, and Starbucks, that have amassed lugg global value with little traditional advertising. They've discovered new ways to captivate and intrigue consumers. Now the more mature brands are going to achool on the achievements of the upstartz and adapting the new techniques for themselves.

So how do you build a brand in a world in which consumers are increasingly in control of the media? The brands that rose to the top of our ranking all had widely varied marketing arsenals and were able to unleash different campaigns for different consumers in varied media almost simultaneously. They wove messages over multiple media channels and blurred the lines between ada and entertain-

THE BIG WINNERS

High fact, and finance got it spit in the year's ranking. America's decisionic flee market, effay, has indecisip on top, a few rungs stores Apple. samsuing repeats from last year, as does it SEC. Arking the megabank is financial powerflous or UBS.

raia Mar	BRAND	SEAMO PACUE PACUE (BRESONS)	SOCA BRANCO VALUE (BRLLOOKS)	PERSENT
55	EBAY	\$5.70	\$470	+21%
29	HSBC	10.43	8.67	+20
20	SAMSUNG	14.96	12.55	+19
41	APPLE	7.99	6.87	+16
44	UBS	757	6.53	*16

2005/	2004		2008 Brando Value Sabilions	2004 Brand Wilde Juri Vans	PERCEN CHANGE		GESCRIFTION .
16	17	BWW	17,126	15,886	8%	Germany	BMW is in the fest-lane, proving that the right mix of engineering and marketing can propel an auto makers' performance even in tough markets.
17	16	cisco	16,592	15,948	4%	U.Ś.	Pertnered with Microsoft to tackie Internet security and limit damage from viruses. A new focus on small business is paying off.
18	44	LOUIS VUITTON	16,077	NA	NA	France	With Uma Thurman promoting its not new Monogram Cerises collection, the world's richest luxury brand seems unstoppable.
19	18	HONDA	15,788	14,874	6%	Japan	Consumers can't get enough of Hendo, Now it plans to boost annual North American production to 1.4 million vehicles by 2007.
20 :	21	SAMSUNG	14,956	12,553	19%	S. Korea	One big brand marketed everywhere, plus an explosion of popular cell phones, is boosting sales of all its gadgets.
21	25	DELL	13,231	11,500	15%	U.S.	It has the biggest market share in personal computers and is now aggressively pushing printers. TVs, and laptops as PC demand slows.
22	19	FORD	13,159	14,475	-9%	U.S.	Mustang is red hot. But SUVs and pickups, which had been top money makers, are cold, and competition hammers truck profit margins.
23 ;	22	PEPSI	12.399	12.066	3%	U.S.	Excreasing emphasis on Diet Paps) and Hispanic mattering, plus big event advertising on the Super Bowl and Oscars is boosting brand growth.
24 :	23	NESCAFE	12,241	11,892	3%	Switzerland	Holding its own in the Startsucks era by offering ready-to-drink products such as ice Java collers coolers.
25	26	MERRILL LYNCH	12.018	11.499	5%	U.S.	Its reveniped retail brokenage business is increasingly being recognized as the best partorner in the adustry.
26	24	BUDWEISER	11,878	11.846	0%	U.S.	The King of Geers sputtered a bit in 2004, owing to competition from domestic brewers and spirit makers. Bud is battling book with new products.
27	28	ORACLE	10,887	10,935	0%	U.S.	Winning the battle for PeopleSoft, and two other acquisitions, was easy, Oracle now has to integrate all or those products and employees.
28	20	SONY	10,754	12,759	-16%	Japan	Top priority for Sir Howard Stringer, Sony's first ever gailin CEO: getting the company's consumer electronics biz back on track.
29	33	HSBC	10,429	8,671	20%	Oritain	HSBC's three year-old campaign, "The Workt's Local Bank," is paying dividends as it rebrands international acquisitions.
30	31	NIKE	10,114	9,260	9%	U.S.	While rivels branch out into hip hop, Nike focuses on athletics. The swoosh overlook Adidos as the biggest supplier of soccer shoes in Europe.
31	29 .	PFIZER	9,981	10,635	-6%	U.S.	Patent expirations and a weak new-product pipeline built the No. I drugmaker's prospects. A cost-cutting push won't cure those aliments.
32	NEW	UPS	9,923	New	New	U.S.	Buying regional shippers and rebranding them has enabled Brown to benefit from explosion in mall order and Nat salling.
33 :	27	MORGAN STANLEY	9,777	11,498	-15%	, U.S.	Very public management turnoil and the ouster of CEO Phillip J. Purcell seriously damaged the firm's sterling reputation.
34	30	JPMORGAN	9,455	9,782	~3%	U.Ş.	JPMorgan Chase's venerable name has taken its lumps as the bank struggles to absorb its latest acquisition, Chicago's Bank One.
35	35	CANON	9,044	8,055	12%	Japan	Color copiers and top-notch semeras make Canon one of Japan's most profitable companies. Terms star Mana Sharapova adds star quality.
36	34	SAP	9.006	8,323	8%	Germany	The software giant gained brand value thanks to innovation and smart marketing, but rival Oracle grabbed headlines with its PeopleSoft takeover.
37	37	GOLDMAN SACHS	8,495	7,954	7%	Ü.S.	Prestige and stability count for a lot, especially when other firms have high-profile management traumas.
38 (NEW	GOOGLE	8,461	New	New	U.S.	Google spent \$5 million on marketing in 2004, a fraction of the totals spent by competitors. Yet more people than ever go to Google to search.
39	36	KELLOGG'S	8.306	8,029	3%	U.S.	Careal is up and acquired brands like Keebler and Morningstor Forms on: up evon more, international growth is strong.
40 :	38	GAP	8,195	7,873	4%	U.S.	Sarah Jessica Parker couldn't fend off lackluster sales in 2004. Now the clothier is betting on remodeled stores to move more merchandise.
41	43	APPLE	7,985	6,871	16%	U.S.	With IPod misnis arrowing no signs of stating. Apple a branch is hytter than even. That's giving a lift to Moc sales and sets the stage for new offerings.
42	40	IKEA	7.817	7.182	9%	Sweden	The Swedish furniture givet continues to boost sales through smart design and aggressive geographic expansion.
43)	ŒW	NOVARTIS	7,746	New	New	Switzerland	A heavy advertiser, it can side during the Soper Bowl and is trig in internet search advertising.
44	45	UBS	7,565	6,526	16%	Switzerland	Its global brand strategy is winning new customers for private wealth management business.

The BusinessWeek/Interbrand annual ranking of the world's most valuable brands shows the power of passionate consumers

ASEY NEISTAT, 23, IS A SELF-PROFESSED APPLE JUNKIE.

Along with his brother, Van, he is building his filmmaking career with the company's iMac computers and editing software. He usually leaves his Manhaman apartment with a sleek iPod plugged into his ear. So last year, when the Neistat brothers discovered the digital music player's batteries were irreplaceable and lasted just 18 months, they made a film called iPod's Dirty Secret and launched a protest Web site. Apple Computer Inc. addressed the problem. Now Neistat insists that the protest was an act of love: "We made that film because we believe in the brand so much."

Such loyalty flies in the face of conventional marketing wisdom. A customer spurned, the logic goes, is a customer lost. But these days the relationship between brands and their customers has become much more complex. For one thing, consumers simply know more than they used to. The Internet opens up a wealth of information, allowing for instant price and quality comparisons. But consumers demand more from the brands they love than simple reliability; passionate consumers want their brands to become a form of self-expression. Increasingly, consumers are customizing products and services to achieve that-whether it's tailoring colors on a pair of sneakers from Nike Inc. or adding items to their personal to-watch list on cleay. Instead of arms-length customers, they're beginning to act like and feel like owners or members of a community. They no longer passively consume. Through the Internet, they can talk back and talk to one another. They can ignite a groundswell of positive buzz or spawn a revolt. As Peter Weedfald, senior vice-president for strategic marketing and new media at Samsung Electronics North America, puts it: "Consumers are empowered in a way that's almost frightening."

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RANK	SRAND	(BALKOHS) 2004 BWAND VALIN
1	COCA-COLA	\$67.39
2	MICROSOFT	61.37
3	IBM	53.79
4	GE	44.11
5	INTEL	33.50
6	DISNEY	27,11
7	McDONALD'S	25.00
8	MOKIA	24.04
9	TOYOTA	22.67
10	MARLBORO	22.13

200	,,,,,		2004 BRAND	3903 831083	PERCENT CHANGE	COUNTRY	BATACOPT KOA
			VALUE	YALUK MELIK		*******	
16	17	CISCO	15.948	15,789	1%	* U.S.	The networking behemoth used slick TV ads and key acquisitions like Linksys to extend its reach.
17	19	BMW	15,886	15,106	5%	Germany	The Exemple patte maker is powering highly sales with a raft of new models from the sleek 6 Series sports coupe to the X3 bathy SUV.
18	18	HONDA	14,874	15,625	-5%	Japan	Overtaken by Nissan at home and falling further behind rival Toyota in the U.S. market.
19	14	FORD	14,475	17,066	-15%	U.S.	Ford is trying to make quality "tob Ons" again after an embarrassing run of gillohes, but leery consumers haven't yet regained trust.
20	20	SONY	12,759	13,153	-3%	Japan	It was late to the LCD TV boom, and the PS2 video game console is slipping. Worse, rival Samsung is in Sony's face.
21	25	SAMSUNG	12,553	10,846	16%	S. Korea	No longer known just for undercutting the prices of big Japanese brands, the Korean consumer-electronics dynamic is suddenly cool.
22	23	PEPSI	12,066	11,777	2%	us.	Targeted marketing and ads abroad with stars like soccer icon David Beckham have enabled the No. 2 cola maker to steal some of Coke's fizz.
23	21	NESCAFE	11.892	12,336	-4%	Switzerland	it's still the world's favorite instant coffee but even products like ice Jave struggle against hip upscale brands like Starbucks.
24	22	BUDWEISER	11,846	11,894	0%	U.S.	The growing global low-carb trend has left Bud flat. Plus, it's under attack from bulked-up and telsty rival Miller.
25	29	DELL	11.800	10,367	11%	us.	With the requisition for pive prices and fact delivery. Dell communes to some competitions in the dust.
26	27	MERRILL LYNCH	11,499	10.521	9%	U.S.	A painful overhaul is behind it. Now the retail brokerage is back in hiring and expansion mode.
27	26	MORGAN STANLEY	11.498	10,691	8%	U.S.	The investment bank's reputation is rising along with mergers and stock issuances, its specialty.
28	24	ORACLE	10,935	11,263	-3%	U.S.	The database-softwere business is up, but CEO Lawrence Ellison's light to buy rivel PeopleSoft makes Oracle look like a corporate raider.
29	28	PFIZER	10,635	10,455	2%	U.S.	The pharms industry's powerhouss, with II products each expected to top \$I billion in annual sales this year.
30	31	J.P. MORGAN	9,782	9.120	7%	U.S.	The marquee investment bank had a solid year, and now can extend its reach with its \$58 billion acquisition of Bank One Corp.
31	33	NIKE	9.260	8,167	13%	U.S.	With allegations of awastshop operations behind it and a growing soc- cer line, Nike rules the athletic market.
32	30	MERCK	8,811	9,407	-6%	us.	The drugmaker has tried to bolster its lineup with more partnerships, but patent expirations and research flops still plach.
33	37	HSEC	8,671	7,565	15%	Britaks	After snapping up Household International in 2003, the "world's local bank" is making inroads in the U.S. market.
34	35	SAP	8,323	7,714	8%	Germany	its establishment image and sharp marketing have helped SAP thrive in a volatile software market.
35	39	CAHON	8,055	7,192	12%	Japan	Not digital comercs and printers boosted sales. Next up: an expanded line of slack color copiers.
36	38	KELLOGG'S	8,029	7,438	8%	U.S.	Jumping on the low-carb bandwagon has kept Kellogg's cereal business crackling.
37	41	GOLDMAN SACHS	7,954	7,039	13%	U.S.	With record profile, it remains one of the most prestigious institutions on Wall Street.
38	36	GAP	7,873	7,688	2%	U.S.	The retail shain has revived its brand with fresh fashions and celebrity endorsements.
39	NEW	SIEMENS	7,470	New	New	Germany	The Munich conglomerate behind everything from phones to power plants is seeing a payoff from years of global image building.
40	43	IKEA	7,182	6,918	4%	Sweden	The Swedish home furnishing chain is now pushing cheap chic furnishings as far as Russia and Asia.
41	44	HARLEY-DAVIDSON	7,057	6,775	4%	U.S.	The motorcycle icon has towered seat heights to woo women and trionned prices, but production limits put a brake on growth.
42	40	HEINZ	7,026	7,097	-1%	u.s.	Despite wacky colors and cute ads, it's proving hard to boost value in foods like ketchup and beans.
43	50	APPLE	6,871	5,554	21%	U.S.	The iPod digital minus player give one of tech's coolest brands the consumor electronics full of the way.
44	45	LOUIS VUITTON	6,602	6.708	-294	France	It has a hot Murakemi line and Jenniller Lopez in its ads, but is Vultion getting over-exposed?

Special Report

THE 100 TOPBRANDS

Here's how we calculate the power in a name

able global brands, we set three hurdles that all contenders have to meet to merit consideration. First, they must have brand values greater than \$1 billion. They also have to be global in nature, meaning they must derive at least a third of their sales from outside their home countries and have significant distribution throughout the Americas, Europe, and Asia. Finally, they must have publicly available marketing and financial data. That excluded some big brands, such as Visa International, the BBC, and Mars.

How do you place a value on a brand? Some attempts rely on little more than opinion polls or ad spending. BusinessWeek selected Interbrand's method because it values brands the same way analysts value other assets: on the basis of how much they're likely to earn in the future. Those projected

profits are then discounted to a present value based on how risky the projected earnings are—that is, the likelihood that they will, in fact, materialize.

To start the process, Interbrand first figures out what the brand's overall sales are. (The brand may be almost the entire company, as in the case of McDonald's Corp. For others, such as Marlboro, it may be just a portion.) Next, with the help of analysts from J.P. Morgan Chase & Co., Citigroup, and Morgan Stanley, Interbrand projects net earnings for the brand. It then deducts a charge for the cost of owning the tangible assets, on the theory that whatever income is generated beyond that cost is due to intangible factors. This is the economic value added by things like patents, customer lists, and, of course, the brand.

The next step is to winnow the earnings generated by the brand from the

earnings generated by other intangibles. For example, are people buying Shell gasoline because of the brand name or because the gas station is conveniently located? Interbrand uses market research and interviews with industry executives to sift through those variables.

The final phase is to analyze the strength of the brand to figure out how risky those future brand earnings are. To calculate the brand's strength, Interbrand looks at seven factors, including the brand's market leadership, its stability, and its ability to cross geographic and cultural borders. The risk analysis produces a discount rate that is applied to the brand earnings to come up with a net present value. Business-Week and Interbrand believe this figure comes closest to representing the true economic value of that complex array of forces that make up a brand.

			ann.		rd Scoreboard
ESSER	2001 BRANC VALUE SELEC	SEARC VALUE SILLING	PERCENT CHANGE	COUNTRY OF OWNERSHIP	DCSCRIPTION
1 COCA COIA		6164	1196		Provide about Data to Senting Consulting of element provided and state respectives on Communicative and elements.
2 MICROSOFT	68.27	64 09	12	11.5	The software grant stoffer to scheduling to build the brand, not just self- portions, at a bine when most place were software;
3 (6)8	93.77	53.19			By Blue point recipied in one makes pully frame for \$500 communicating surrough puring a positive or derivative.
4 GE	42.34	4131	+2	U.S	Getting Course-aggl growth a narder but or bough seems, the brand that Educat scale had its own.
5 INILL	31.11	3338			Political and self-political action and the deprivate Collins where the Read particular actions are self-political particular actions and the collins are self-political particular actions and the collins are self-political particular actions are self-political actions.
6 NOKIA	29.64	29.97	-2	faces	Con the world's leading minor explains maker. Makes table 1911 challenges from fast-kinds Camburg and 3 growing crop of operator branch phono
7 DISNEY	39.94	29.28			And the recorded flowers (Administration Stories were up for one Administration (Administration and Administration and Administ
8 MCOONALDS	24.70	26.33	-6		
9 MARLEGRO	100				Provide use their speking three and raised to the Barton Markey to be seen to the a facilities.
10 MERCEDES	100	22.01		General	The visual estimates delicing composes where the extract site (and one of sectors)

					a Score read
BANK	2003 Beand Value Zelies	2002	PERCENT	COUNTRY OF OWNERSHEP	DESCRIPTION
40 HEINZ	7.10	7.35	-3	u.s	The world's focuse executo new comes in upside-down bottles and colors like "stellar blue." See competition took a bite.
41 GOLOMAN SACHS	7.04	7.19	-2	U.S.	Raising capital for Corporate America made it argustry the most problegious investment bank. But a chaught in mergers and equity covernors bow a felf.
42 YOLKSWAGEN	634	7.21	4	Germany	The state at maker of quarry mass marker cars suffered from high cods, an aging most, there is reached makers are as a sew of medaging transfer.
43 NEA	6.92	6.55	+6	Sweden	The chain made fait peolegi furniture coin efforcable and fastionable, bringing its concept of democratic design to 31 countries.
44 HARLEY-DAVIDSON	678	627	+8	US	Aging coducting that there is no the page and acque. They realise the energy to a fixed start for expensions as the sees \$18,000 V And
45 LOUIS VOITTON	671	7.05	-5	France	A downturn in tourism slowed this avesome profit machine fueled by monogrammed bags and accessories.
46 NTV	678	6.08	+3	U.S	Still a big taronce among lears, and not just in the U.S. MTV International was one of the fastical growing coanested at purent Viscom Inc.
47 L'OREAL	5.60	5,08	+10	France	Who's poycetting France? Not the millions of women who made L'Orsal the No 1 cosmetics salter in the U.S.
48 XEROX	5.58	531	45	US	With new financing and a range of fell color products, the thrubbed repre- cembarry's image was on the marks.
49 KFC	5.58	535	+4	U.S.	The chocket chain goosed group business by promoting local fare—tempura charpy strips in Japan and patato-and-online coopset as in Helland.
SOAPPLE	10.00	532	14	US.	The TS Tipe 6—150 (Turnes, and there is the process and only while the investment of the State download service of the only the dist
S1 PIZZA NUT	531	6.05	-12	U.S.	The design wount using Assan rectained sales were tractly SAPS, while at transition than was down to sing popular new products such as wings.
S.2 ACCENTURE	8.00	538		0.0	Hit hand by the Sumpling research The consulting from took it is own govern and number that it is unserviously specially
53 GUCCI	5.10	5.30	-4	Italy	Chief designer fem Ford was still a first on the catwalks of Paris and New York, but Guou's profits were streaded by economic stagnation and SARS.
54 KIEFNEX	5.06	5.04	0	us.	From aromatricispy tissues to 3.0 horizay boxes, this teacer still managed to pull out time from foots.
55 WRIGLEY'S	5.06	4.75	+7	US.	Hip an campaigns to relauren core brands Juicy Fruit and Doublemint and introduction of new sugar-tree gum remagorated the chew-chew train
56 COLGATE	4.69	4.60	+2	US	As it reases the east of its second century, the brand continued to win over more smiles.
57 AVON	4,63	4.40	+5	U.S.	The Avon Ladies were on a tear, leveraging healthy R&D and marketing budgets through enline sales and an expanding door-to-door network.
58 SUN MICROSYSTEMS	4.67	477			A perception that the computer move world to exprig up with technology transport across as too their extring edge.
59 PHILPS	4.46	4.56	-2	Nathanands	in Europe, its name equals have electronics, but Philips struggled with awareness in the U.S. and perevailily terigh competition from Asia.
GONESTEE	146	443	+1	Securior	from an additional by formula, the Switz food part sleeps the world's party steeped.
61 CHANEL	4.32	4.27	+1	France	A symbol of Plansam architectural for main's generation, but Charel had a harder time furing yearight customers.
620ANONE	424	4.08	48	France	The major of Commission and a powerful of Europe, was before by an arraying market.
63 Kra ft	4.17	4.08	+2	US	the most will pre-discount in process over new access page (figures and other products but for stores on its cheese business to produce (ability).
64.0L	3.96	4.33	8	- 10	Characteristic interaction transporters, the ring of the daily process as of the graphs of the daily graphs to be broadland or most on.
65 YAHOO!	3,90	3.86	+1	US.	This color as concessing an equivalent will have to waith our for the Note next follow branch Coopie.
66 TIME	3.78	3.68	43	US	A Constituting a Malian of Magazine Award for Investige of September 1 of American Interest in September 1 of American Interest Interest in Constitution Interest Int
67 ADIBAS	3.68	3.69	0	Germany	The make of althoric shore and changing a proper from a privings in this states as youths balked a paying more than \$100 for a pair of shooter.
68 (0LD)	3.67	3.63		3000000	Countries and to provide the constraint of the dynamic Section exists:
69 EP	3.58	3,39	+6	Britain	After Stommoreus once again note end center with his controversial "Beyond Petroleum" campaign. A megadeat in Russia also helped.

THE 100 TOP BRANDS

What's in a name? Plenty, if you play your cards right

t was a tough year to build a brand—or defend one against the corrosive effects of a bear market, financial scandals, and shifting consumer priorities. For proof, look no further than the fact that roughly half of the 100 global brands that Interbrand Corp. and Business-Week ranked this year fell in value compared with a year ago. In this environment, just holding your own is an accomplishment.

To qualify for our ranking, brands had to have a value greater than \$1 billion. They were selected according to two

criteria: They had to be global in nature, deriving 20% or more of sales from outside their home country. They also had to have publicly available mar-

keting and financial data on which to base the valuation. That excluded some big brands, such as Visa International, the BBC, and Mars.

How do you place a value on a brand? Some attempts rely on little more than opinion polls or ad spending. Business Week selected Interbrand's method because it values brands the same way analysts value other assets: on the basis of how much they're likely to earn in the future. Those projected profits are then discounted to a present value based on how risky the projected earnings are—that is, the likelihood that they will in fact materialize.

To start the process, Interbrand first figures out what

percentage of overall revenues are accounted for by the power of the brand. Next, with the help of analysts from J.P. Morgan Chase & Co., Interbrand projects net earnings for that segment of the business. Interbrand then deducts a charge for the cost of owning the tangible assets, on the theory that whatever income is generated beyond that cost is due to intangible factors. This is the economic value added by things like patents, customer lists, and, of course, the brand

The next step is to winnow the earnings generated by the brand from the earnings generated by other intangibles. For

example, are people buying Shell gasoline because of the brand name or because the gas station is conveniently located? Interbrand uses market re-

search and interviews with industry executives to sift through those variables.

The final phase is to analyze the strength of the brand to figure out how risky those future brand earnings are. To calculate the brand's strength, Interbrand looks at seven factors, including the brand's market leadership, its stability, and its ability to cross geographical and cultural borders. The risk analysis produces a discount rate that is applied to the brand earnings to come up with a net present value of the brand. Business Week and Interbrand believe this figure comes closest to representing the true economic value of that complex array of forces that make up a brand.

2002 BRAND VALUE 2001 BRAND VALUE SKLING PERCENT CHANGE GANK COUNTRY DESCRIPTION OWNCHSHIP \$83,1330 If the part Hand to by Cower of the december word of set up to 1 COCA-COLA 88 83.63 61116 41× near products the Challenger Const. to name is still dagged trough the coursem, but the aggest challege 2 MICROSOFT U.S. 64 (9 60 O7 J. is steament PS purchases 3 188 51.18 62.78 UK. Ç4 process sectors to test greating The recovered of look Reguland angulance Corporate America hos a following 4 GE 4131 42.40 8.8 on the Gi. rame The loads purificable may be overthe parties and the contributions S NIEL 400.00 04 63 u s uar are suggest PC tales Still the periphere hand of chock among concernes, but overall calls of 6 NOKIA 29.97 35 O.4 ..14 e mand mobile handsets are weak 7 DISNEY 10.28 30 0.8 II felefisi kecaman Who remains a Marie Considerate Company of the participal and the part 8 MCDONALD'S 28.38 38.23 ** 88 DAIPR DOW 9 KARLEOKO 24.15 File Interest Co., If Regar Chap & D., Debestines

		The	Globa		nd Scoreboard
EANX	2002 RAND VALUE 381LIDES	2001 BRAND VALU 1861885	PERCENT E CHANGE	COUNTRY OF OWNERSHIP	DESCRIPTION
40 KELLOSE'S	7.19	701	+3		Sales at imporation, and a livering alliance that put that Lightness on ce- tor once; reterned the ordinal relevance.
41 LOUIS VUITTON	7.05	7.05	0	France	Still a fastson must have, particularly in Asia, but sales have been anemic because of peat-Sectioning 11 travel decline
42 SAF	678	6.31	+7	General	Self-top delivers on thems. The best on abjorning on the SAP. The self-time makes one about the fact that a flight to established supplies:
43 CANON	6.72	6,68	+2	Japan	A reasonable performance in a camera market that is exhibiting almost no growth. And it's gaining on Xerox in copiers.
44 INS	6.55	6.01	49	Sweden	Respirate brand brand that from the week accromy, which thade more customers writing to azzemble their own tables.
45 PEPSI	6.39	6.21	+3	U.S.	Interestions been coming like learner-lawred Paps Twist. But biggest thislenge is a consumer shift to bottled water and jurces.
46 HARLEY DAVIDSON	677	100	*11		Kastwish of ording Early Domner on a high-margin cembel of youth- tal smallers
47 MTY	6.08	6.60	-8	US	Phonometrial concess of the Octobranes shows MTV still has its spork. Un- fortunately, the admarket is clear.
48 PIZZA 90T	6.05	6.00	+1		Tought market, but the chain ungraded its regressions and added new products like P-Zone (Wissel Crist, and Glos).
49 KFC	5.35	5.26	42	U.S.	infractions Populari Chicken, new Chicken Evider sandwich, and restau- rants ce-branded with corporate sibling Pizza Hut.
SO APPLE	5:32	5.46	-3	0.5	A real recovered row (Marc resolute) in occurring week Sales to consumers are outsign professionals.
51 XEROX	5.31	6.02	-12	U.S.	Frying Lo distiple life stoodge image, with digital and high-spread copiers. Su althorists digital imagest
52 QUCCI	5.30	5.37	-1	1389	The organing allies of load designor fam Ford could offset a slow start to 2002
S3 ACCENTURE	5.18	NVA	NVA	US	In light of femore parent Arthur Anderson's fate, Accordure's branding inti- tiative laters the steer trilliance.
S4 LOREAL	518	187	N/A	France	No street own place. The branch new past more than held its sales subside Lunga, thin this be small acquisitions.
SS KLENEX	5.04	5.09	-1	U S	Removables and of its value because of impossitions like Kleenes frav- afters, for cardious pockets
56 SIN	4.78	115			Sun suit fauts in servers, but must great with the implestion of the proper faither dutions sector.
57 WRIGLEYS	4.75	4.53	+5	US	Innevations kips the Wingley's brand frien. (an "functional" products like coth cleaning guin add further shine?
Sa REUTERS	4.63	5.23	-12	Bitain	courses that considerable ground to blooming as customers fled its aid distracted image and processores.
59 COLGATE	4.60	4.57	+1	U.S.	A tool past amouthwash combo and ather need ties helped offset slippin stare in other product greas
GO PHILIPS	4.96	490	-	Nichelanas	Store in Europe for Week in Next Sections Dischard was digged by our completes encompletes and belong the U.S. marketing
G1 NESTLE	4.43	NVA	N/A	Switzerland	The line of characters contact and have feet it across in 11% less recor
62 AUN	440	4.57			A moneyee of its contribute and product area courted U.S. contribute and the state of the state
63 AUL	4,33	450	-4	US	For agric of point or string or following marger with Time Highest and ACCs subcomes growth has showed
64 CHANL	4.27			Fish	The purchase are between on her to writing longraphic enemy.
65 KRAFT	4 08	4.03	+1	US	All common many transfer or the party of the property of the party of
GG DANONE	4.05	18.8	83	710000	medic broad non-neutronic
67 YAHOO!	186	438		93	the process of courts of the resets to prove it is relevant to consumers as
68 ADDAS	3.69	100	41	Gemany	Conflection bond Conflection of the temperature of the street of the str
69 ROLEX	3,69	3.70		Switzeskund	The act withing like a classy wat thin talk times. But improved ones must wait

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THE 100 TOP BRANDS

Our first ranking of the world's most valuable brands

in table that follows rapids 100 global branch that have a context from \$1 billion. The branch were selected according to two criteris. They had to be global in matter, deriving 20% or more of succession suitable that home country. They also had to be publicly available marketing and homesal data on which to base the valuation.

That excluded none in \$1.500.

brands such as Visa, por, Alex, and con. The table of individual brands is followed by a table of leading brand portfolio, once once companies create agrificant brand visite by managing a proop of brands. Procter & Gambio, for comple, once Pompers, Creat, and Tab.

There are many overs to mak brooks. Some makings rety on althe more than

opinion polición de expendicarios. Esta seus Peril de lectro Entertranella method because di calces branda the estre las activada value other accession de basis of how much there a libely to care para foreard. These future comingo are the discount of the property of a based of

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the net carriage for that segment of the treatment is best rand then deducts a charge for the cost of aroung the Langthiassets, on the theory that whatever income in practice to beyond that each is due to interplate factors. This is the seccenter while solded by each interplate as judgettly excenses lists, and of course, the transiThe new step is to almost the cornings generated by the brand from the earnings generated by other intensities. For crample, are people buying field gas because of the transformer to come its gos suffers to conveniently located? Interbrand these market reserve and interprets with industry of contres to self, through these variables.

The third and final phose is to one yet the strongth of the brand in order to figure out now risks those figure brand searchings are. To calculate the mail's atrough, Intertwent local seaver factors, between the brands market lessership, its stability and its ability to cross prographics and cultural brands. The risk analysis produced income rate which is applied to the brand carnings to come up with a represent value of the brand. Seaver where is the brand. Seaver where the present value of the brand. Seaver the process of the brands of the brands from the present value of the brands of the brands from the present value of the brands of the brands for the present value of the presenting the present value of the presenting the present value of the present value value of the present value value of the present value value

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80 SusinessWeak / August 6, 2001

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82 BusinessWeek / August 6, 2001

EXHIBIT 2

Prior U.S. Cl.: 26

United States Patent Office

Reg. No. 1,078,312 Registered Nov. 29, 1977

TRADEMARK

Principal Register

APPLE

Apple Computer, Inc. (California corporation) 20863 Stevens Creek Blvd.
Cupertino, Calif. 95014

For: COMPUTERS AND COMPUTER PROGRAMS RECORDED ON PAPER AND TAPE, in CLASS 9 (U.S. CL. 26).

First use during April 1976; in commerce during April 1976

Ser. No. 120,444, filed Mar. 25, 1977.

G. T. GLYNN, Examiner

Prior U.S. Cl.: 26, 38

United States Patent and Trademark Office

Reg. No. 1,114,431 Registered Mar. 6, 1979

TRADEMARK Principal Register



Apple Computer, Inc. (California corporation) 10260 Bandley Drive Cupertino, Calif. 95014

For: COMPUTERS AND COMPUTER PROGRAMS RECORDED ON PAPER AND TAPE, in CLASS 9 (U.S. CLS. 26 and 38). First use during January 1977; in commerce January

1977.
The mark consists of a silhouette of an apple with a a bite removed.

Owser of Reg. No. 1,078,312.

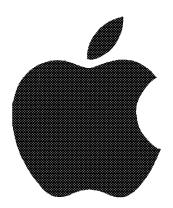
Ser. No. 162,799, filed Mar. 20, 1978.

J. TINGLEY, Examiner

United States Patent and Trademark Office

Reg. No. 2,715,578 Registered May 13, 2003

TRADEMARK PRINCIPAL REGISTER



APPLE COMPUTER, INC. (CALIFORNIA COR-PORATION)
I INFINITE LOOP
CUPERTINO, CA 95014

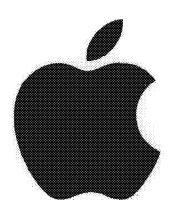
FOR: COMPUTERS HARDWARE; COMPUTER HARDWARE, NAMELY, SERVER, DESKTOP, LAP-TOP, NOTEBOOK AND SUBNOTEBOOK COMPU-TERS; HAND HELD AND MOBILE COMPUTERS; COMPUTER TERMINALS AND MONITORS; PER-SONAL DIGITAL ASSISTANTS; PORTABLE DIGI-TAL AUDIO PLAYERS; ELECTRONIC ORGANIZERS; COMPUTER KEYBOARDS, CABLES, MODEMS; AUDIO SPEAKERS; COMPU-TER VIDEO CONTROL DEVICES, NAMELY, COM-PUTER MICE, TRACKBALLS, JOYSTICKS AND GAMEPADS; A FULL LINE OF COMPUTER SOFT-WARE FOR BUSINESS, HOME, EDUCATION, AND DEVELOPER USE; COMPUTER PROGRAMS FOR PERSONAL INFORMATION MANAGEMENT; DA-TABASE MANAGEMENT SOFTWARE; CHARAC-TER RECOGNITION SOFTWARE; TELEPHONY MANAGEMENT SOFTWARE: ELECTRONIC MAIL AND MESSAGING SOFTWARE; TELECOMMUNI-CATIONS SOFTWARE, NAMELY FOR PAGING; DATABASE SYNCHRONIZATION SOFTWARE; COMPUTER PROGRAMS FOR ACCESSING, BROWSING AND SEARCHING ONLINE DATABA-SES; OPERATING SYSTEM SOFTWARE; APPLICA-TION DEVELOPMENT TOOL PROGRAMS; BLANK COMPUTER STORAGE MEDIA; FONTS, TYPEFA-CES, TYPE DESIGNS AND SYMBOLS RECORDED ON MAGNETIC MEDIA; COMPUTER SOFTWARE FOR USE IN PROVIDING MULTIPLE USER AC-CESS TO A GLOBAL COMPUTER INFORMATION NETWORK FOR SEARCHING, RETRIEVING, TRANSFERRING, MANIPULATING AND DISSE-MINATING A WIDE RANGE OF INFORMATION; COMPUTER SOFTWARE FOR USE AS A PRO-GRAMMING INTERFACE; COMPUTER SOFT-WARE FOR USE IN NETWORK SERVER SHARING; LOCAL AND WIDE AREA NETWORK-ING SOFTWARE; COMPUTER SOFTWARE FOR MATCHING, CORRECTION, AND REPRODUC-TION OF COLOR; COMPUTER SOFTWARE FOR USE IN DIGITAL VIDEO AND AUDIO EDITING; COMPUTER SOFTWARE FOR USE IN ENHAN-CING TEXT AND GRAPHICS; COMPUTER SOFT-WARE FOR USE IN FONT JUSTIFICATION AND FONT QUALITY; COMPUTER SOFTWARE FOR USE TO NAVIGATE AND SEARCH A GLOBAL COMPUTER INFORMATION NETWORK, AS WELL AS TO ORGANIZE AND SUMMARIZE THE INFOR-MATION RETRIEVED; COMPUTER SOFTWARE FOR USE IN WORD PROCESSING AND DATABASE MANAGEMENT: WORD PROCESSING SOFTWARE INCORPORATING TEXT, SPREADSHEETS, STILL AND MOVING IMAGES, SOUNDS AND CLIP ART; COMPUTER SOFTWARE FOR USE IN AUTHOR-ING, DOWNLOADING, TRANSMITTING, RECEIV-ING, EDITING, EXTRACTING, ENCODING, DECODING, PLAYING, STORING AND ORGANIZ-ING AUDIO, VIDEO, STILL IMAGES AND OTHER DIGITAL DATA; COMPUTER SOFTWARE FOR ANALYZING AND TROUBLESHOOTING OTHER COMPUTER SOFTWARE; CHILDREN'S EDUCA-TIONAL SOFTWARE; COMPUTER GAME SOFT-WARE; COMPUTER GRAPHICS SOFTWARE; COMPUTER SEARCH ENGINE SOFTWARE; WEB SITE DEVELOPMENT SOFTWARE; COMPUTER PROGRAM WHICH PROVIDES REMOTE VIEW-ING, REMOTE CONTROL, COMMUNICATIONS Int. Cls.: 9, 12 and 15

Prior U.S. Cls.: 2, 19, 21, 23, 26, 31, 35, 36, 38 and 44

United States Patent and Trademark Office

Reg. No. 3,084,491 Registered Apr. 25, 2006

TRADEMARK PRINCIPAL REGISTER



APPLE COMPUTER, INC. (CALIFORNIA COR-PORATION) 1 INFINITE LOOP CUPERTINO, CA 95014

FOR: ELECTRONIC APPARATUS AND SOFT-WARE THEREFOR FOR DOWNLOADING, TRANS-MITTING, RECEIVING, PLAYING, STORING AND ORGANIZING AUDIO, VIDEO AND NAVIGATION DATA FOR USE IN AUTOMOBILES, RAILWAY CARS AND ENGINES, SHIPS AND PLANES; SOUND EFFECT GENERATORS AND INSTRUMENTS COMPRISED OF COMPUTER HARDWARE AND SOFTWARE, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: AUTOMOBILES, IN CLASS 12 (U.S. CLS. 19, 21, 23, 31, 35 AND 44).

FOR: ELECTRIC AND ELECTRONIC MUSICAL INSTRUMENTS; MUSICAL INSTRUMENTS ADAPTED TO PROGRAMMED SYSTEM SEQUENCES;

ELECTRONIC PIANOS, ELECTRONIC KEYBOARD INSTRUMENTS; ELECTRIC OR ELECTRONIC PERCUSSION OR DRUM SYSTEMS COMPRISED OF COMPUTER HARDWARE AND SOFTWARE; MUSIC AND SOUND SYNTHESIZERS; ELECTRONIC TONE GENERATORS; MUSICAL INSTRUMENTS CONTROLLED BY COMPUTER SOFTWARE, IN CLASS 15 (U.S. CLS. 2, 21 AND 36).

PRIORITY CLAIMED UNDER SEC. 44(D) ON ERPN CMNTY TM OFC APPLICATION NO. 3528452, FILED 11-4-2003, REG. NO. 3528452, DATED 4-27-2005, EXPIRES 11-4-2013.

OWNER OF U.S. REG. NOS. 1,114,431, 2,753,069 AND OTHERS.

SER. NO. 78-408,365, FILED 4-26-2004.

VIVIAN MICZNIK FIRST, EXAMINING ATTORNEY

Int. Cls.: 35 and 41

Prior U.S. Cls.: 100, 101, 102 and 107

United States Patent and Trademark Office

Reg. No. 3,298,028

Registered Sep. 25, 2007

SERVICE MARK PRINCIPAL REGISTER



APPLE INC. (CALIFORNIA CORPORATION)
1 INFINITE LOOP
CUPERTINO. CA 95014

FOR: ARRANGING AND CONDUCTING TRADE SHOWS, AND TRADE SHOW EXPOSITIONS AND EXHIBITIONS IN THE FIELDS OF COMPUTERS, COMPUTER SOFTWARE, ONLINE SERVICES, INFORMATION TECHNOLOGY, AND CONSUMER ELECTRONICS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-1-1981; IN COMMERCE 3-1-1981.

FOR: EDUCATION AND TRAINING SERVICES, NAMELY, CONDUCTING CLASSES, WORKSHOPS, CONFERENCES AND SEMINARS IN THE FIELD OF COMPUTERS, COMPUTER SOFTWARE, ON-LINE SERVICES, INFORMATION TECHNOLOGY, INTERNET WEBSITE DESIGN, VIDEO PRODUCTS AND CONSUMER ELECTRONICS; ARRANGING OF EXHIBITIONS, SEMINARS AND CONFERENCES; ARRANGING PROFESSIONAL WORKSHOP AND TRAINING COURSES; COMPUTER EDUCATION TRAINING SERVICES; TRAINING IN THE USE AND OPERATION OF COMPUTERS AND COMPUTER SOFTWARE; PROVIDING A WEBSITE FOR THE UPLOADING, SHARING, VIEWING AND

POSTING OF PHOTOGRAPHS, DIGITAL IMAGES, MOVIES, VIDEOS, ONLINE JOURNALS, NAMELY WEB BLOGS IN GENERAL INTEREST FIELDS, AND OTHER RELATED MULTIMEDIA ENTER-TAINMENT MATERIALS OVER A GLOBAL COM-PUTER NETWORK; PROVIDING FITNESS AND EXERCISE FACILITIES; PHYSICAL FITNESS CON-SULTATION AND INSTRUCTION; PROVIDING ON-LINE PUBLICATIONS IN THE NATURE OF NEWSLETTERS IN THE FIELD OF COMPUTERS AND EDUCATION; PROVIDING INFORMATION IN THE FIELD OF EDUCATION VIA THE INTER-NET; PROVIDING INFORMATION IN THE FIELD OF ENTERTAINMENT VIA THE INTERNET CON-CERNING MOVIES, MUSIC, VIDEOS, TELEVISION, CELEBRITIES, SPORTS, NEWS, HISTORY, SCI-ENCE, POLITICS, COMEDY, CHILDREN'S ENTER-TAINMENT, ANIMATION, CULTURE, CURRENT EVENTS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 3-1-1981; IN COMMERCE 3-1-1981.

OWNER OF U.S. REG. NOS. 1,114,431, 2,753,069 AND OTHERS.

SER. NO. 78-943,482, FILED 8-2-2006.

JEFFERY COWARD, EXAMINING ATTORNEY

Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 2,034,964

United States Patent and Trademark Office

Registered Feb. 4, 1997

TRADEMARK PRINCIPAL REGISTER

APPLE

APPLE CORPS LIMITED (UNITED KINGDOM COMPANY)
27 OVINGTON SQUARE LONDON SW3 1LJ, ENGLAND

FOR: GRAMOPHONE RECORDS FEATURING MUSIC; PRE-RECORDED AUDIO TAPE CASSETTES FEATURING MUSIC; AUDIO COMPACT DISCS FEATURING MUSIC; PRE-RECORDED VIDEO TAPE CASSETTES FEA-

TURING MUSIC; VIDEO LASER DISCS FEATURING MUSIC, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-0-1968; IN COMMERCE 8-0-1968.

SER. NO. 74-693,839, FILED 6-26-1995.

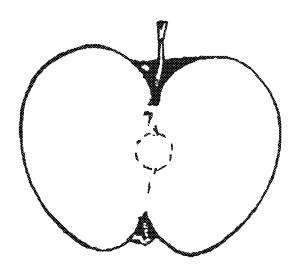
ZHALEH DELANEY, EXAMINING ATTORNEY

Reg. No. 2,036,537

United States Patent and Trademark Office

Registered Feb. 11, 1997

TRADEMARK PRINCIPAL REGISTER



APPLE CORPS LIMITED (UNITED KINGDOM COMPANY) 27 OVINGTON SQUARE LONDON SW3 1LJ, ENGLAND

FOR: GRAMOPHONE RECORDS FEATURING MUSIC; PRE-RECORDED AUDIO COMPACT DISCS FEATURING MUSIC, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-0-1968; IN COMMERCE 8-0-1968.

SER. NO. 74-693,838, FILED 6-26-1995.

ZHALEH DELANEY, EXAMINING ATTORNEY

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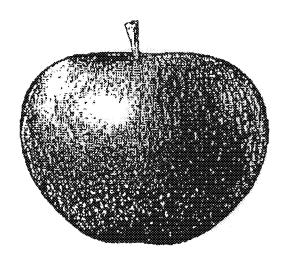
Prior U.S. Cls.: 21, 23, 26, 36 and 38

United States Patent and Trademark Office

Reg. No. 2,041,653

Registered Mar. 4, 1997

TRADEMARK PRINCIPAL REGISTER



APPLE CORPS LIMITED (UNITED KINGDOM COMPANY)
27 OVINGTON SQUARE LONDON, ENGLAND SW3 1LJ

FOR: GRAMOPHONE RECORDS FEATURING MUSIC; PRE-RECORDED AUDIO TAPE CASSETTES FEATURING MUSIC; AUDIO COMPACT DISCS FEATURING MUSIC; PRE-RECORDED VIDEO TAPE CASSETTES FEATURING MUSIC; VIDEO LASER DISCS FEATURING MUSIC; VIDEO LA VI

TURING MUSIC, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-0-1968; IN COMMERCE 8-0-1968.

THE STIPPLING IN THE DRAWING IS USED TO SHOW SHADING AND IS NOT A FEATURE OF THE MARK.

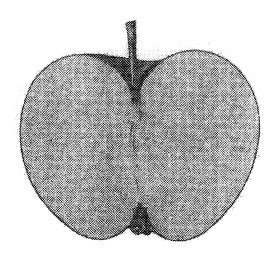
SER. NO. 74-693,680, FILED 6-26-1995.

ZHALEH DELANEY, EXAMINING ATTOR-NEY

United States Patent and Trademark Office

Reg. No. 3,200,354 Registered Jan. 23, 2007

TRADEMARK PRINCIPAL REGISTER



APPLE CORPS LIMITED (UNITED KINGDOM COMPANY) 27 OVINGTON SQUARE LONDON SW3 ILJ, UNITED KINGDOM

FOR: MUSICAL SOUND RECORDINGS; SOUND RECORDINGS FEATURING ENTERTAINMENT, MUSIC, MUSICIANS, DOCUMENTARIES, BIOGRA-PHIES, INTERVIEWS, PERFORMANCES, REVIEWS, HISTORICAL NARRATIVES, DRAMA AND FIC-TION; MUSICAL VIDEO RECORDINGS; MUSICAL CINEMATOGRAPHIC FILMS; VIDEO RECORDS AND CINEMATOGRAPHIC FILMS FEATURING ENTERTAINMENT, MUSIC, MUSICIANS, CARICA-TURES, CARTOONS, ANIMATION, TELEVISION PROGRAMS, DOCUMENTARIES, FILM EX-CERPTS, BIOGRAPHIES, INTERVIEWS, PERFOR-MANCES, REVIEWS, HISTORICAL NARRATIVES, DRAMA AND FICTION; SOUND RECORDINGS, VIDEO RECORDS, CINEMATOGRAPHIC FILMS, NAMELY, TELEVISION PROGRAMS, MOTION PIC-TURES, AUDIO VISUAL RECORDS AND AUDIO VIDEO FILM FOOTAGE FOR TELEVISION AND OTHER TRANSMISSION; AUDIO AND VISUAL RECORDINGS FEATURING OR RELATING TO MUSIC, ENTERTAINMENT AND FILMS; PRE-RE- CORDED COMPACT DISCS, AUDIO TAPES, GRAMOPHONE RECORDS, VIDEO TAPES, VIDEO DISCS, DVDS, CD-ROMS AND INTERACTIVE COMPACT DISCS, ALL FEATURING OR RELATING TO MUSIC AND FILMS; DIGITALLY RECORDED SOUND AND VIDEO RECORDS FEATURING MUSIC, ENTERTAINMENT AND CINEMATOGRAPHIC FILMS; DOWNLOADABLE MUSICAL SOUND AND VIDEO RECORDS; DOWNLOADABLE SOUND AND VIDEO RECORDS FEATURING OR RELATING TO MUSIC, ENTERTAINMENT AND FILMS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

OWNER OF ERPN CMNTY TM OFC REG. NO. 207209, DATED 12-9-1998, EXPIRES 4-1-2016.

OWNER OF U.S. REG. NO. 2,036,537.

THE MARK CONSISTS OF AN ARTISTIC RENDERING OF A HALF APPLE.

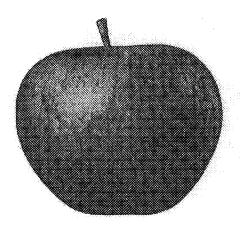
SER. NO. 78-430,282, FILED 6-4-2004.

GINA HAYES, EXAMINING ATTORNEY

United States Patent and Trademark Office

Reg. No. 3,221,275 Registered Mar. 27, 2007

TRADEMARK PRINCIPAL REGISTER



APPLE CORPS LIMITED (UNITED KINGDOM COMPANY) 27 OVINGTON SQUARE LONDON SW3 1LJ, UNITED KINGDOM

FOR: MUSICAL SOUND RECORDINGS; SOUND RECORDINGS FEATURING ENTERTAINMENT, MUSIC, MUSICIANS, DOCUMENTARIES, BIOGRA-PHIES, INTERVIEWS, PERFORMANCES, REVIEWS, HISTORICAL NARRATIVES, DRAMA AND FIC-TION; MUSICAL VIDEO RECORDINGS; MUSICAL CINEMATOGRAPHIC FILMS; VIDEO RECORDS AND CINEMATOGRAPHIC FILMS FEATURING ENTERTAINMENT, MUSIC, MUSICIANS, CARICA-TURES, CARTOONS, ANIMATION, TELEVISION PROGRAMS, DOCUMENTARIES, FILM EX-CERPTS, BIOGRAPHIES, INTERVIEWS, PERFOR-MANCES, REVIEWS, HISTORICAL NARRATIVES, DRAMA AND FICTION; SOUND RECORDINGS, VIDEO RECORDS, CINEMATOGRAPHIC FILMS, NAMELY, TELEVISION PROGRAMS, MOTION PIC-TURES, AUDIO VISUAL RECORDS AND AUDIO VIDEO FILM FOOTAGE FOR TELEVISION AND OTHER TRANSMISSION; AUDIO AND VISUAL RECORDINGS FEATURING OR RELATING TO MUSIC, ENTERTAINMENT AND FILMS; PRE-RE- CORDED COMPACT DISCS, AUDIO TAPES, GRAMOPHONE RECORDS, VIDEO TAPES, VIDEO DISCS, DVDS, CD-ROMS AND INTERACTIVE COMPACT DISCS, ALL FEATURING OR RELATING TO MUSIC AND FILMS; DIGITALLY RECORDED SOUND AND VIDEO RECORDS FEATURING MUSIC, ENTERTAINMENT AND CINEMATOGRAPHIC FILMS; DOWNLOADABLE MUSICAL SOUND AND VIDEO RECORDS; DOWNLOADABLE SOUND AND VIDEO RECORDS FEATURING OR RELATING TO MUSIC, ENTERTAINMENT AND FILMS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

OWNER OF ERPN CMNTY TM OFC REG. NO. 207274, DATED 10-5-1999, EXPIRES 4-1-2016.

OWNER OF U.S. REG. NO. 2,041,653.

THE MARK CONSISTS OF AN ARTISTIC RENDERING OF AN APPLE.

SER. NO. 78-430,266, FILED 6-4-2004.

GINA HAYES, EXAMINING ATTORNEY

Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 3,317,089

United States Patent and Trademark Office

Registered Oct. 23, 2007

TRADEMARK PRINCIPAL REGISTER

APPLE

APPLE CORPS LIMITED (UNITED KINGDOM COMPANY) 27 OVINGTON SQUARE LONDON SW3 1LJ, UNITED KINGDOM

FOR: MUSICAL SOUND RECORDS; SOUND RECORDS FEATURING ENTERTAINMENT; SOUND RECORDS FEATURING MUSIC, MUSICIANS, DOCUMENTARIES, BIOGRAPHIES, INTERVIEWS, PERFORMANCES, REVIEWS, DRAMA AND FICTION; MUSICAL VIDEO RECORDS; VIDEO RECORDS FEATURING ENTERTAINMENT; VIDEO RECORDS FEATURING MUSIC, MUSICIANS, CARICATURES, CARTOONS, ANIMATION, DOCUMENTARIES, BIOGRAPHIES, INTERVIEWS, PERFORMANCES, REVIEWS, DRAMA AND FICTION; CINEMATOGRAPHIC FILMS; MUSICAL SOUND RECORDINGS; MUSICAL VIDEO RECORDINGS; AUDIO AND VISUAL RECORDINGS FEATURING OR RELATING TO MUSIC, ENTERTAINMENT AND FILMS; PRE-RECORDED COMPACT DISCS, AUDIO TAPES, GRAMOPHONE RECORDS, VIDEO TAPES, VIDEO DISCS, DVDS,

CD-ROMS AND INTERACTIVE COMPACT DISCS, ALL FEATURING OR RELATING TO MUSIC AND FILMS; DIGITALLY RECORDED SOUND AND VIDEO RECORDS; DOWNLOADABLE MUSICAL SOUND AND VIDEO RECORDS; DOWNLOADABLE SOUND AND VIDEO RECORDS FEATURING OR RELATING TO MUSIC, ENTERTAINMENT AND FILMS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF ERPN CMNTY TM OFC REG. NO. 00218990, DATED 11-16-2000, EXPIRES 4-1-2016.

OWNER OF U.S. REG. NO. 2,034,964.

SER. NO. 78-430,230, FILED 6-4-2004.

DARRYL SPRUILL, EXAMINING ATTORNEY



United States Patent and Trademark Office

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Pages: 5

Assignments on the Web > Trademark Query

Trademark Assignment Details

Reel/Frame: 3516/0288

Recorded: 04/05/2007

Received: 04/05/2007

Conveyance: ASSIGNS THE ENTIRE INTEREST

Total properties: 4

Serial #: 74693680

Filing Dt: 06/26/1995

Reg #: 2041653

Reg. Dt: 03/04/1997

Mark:

Serial #: 74693838

Filing Dt: 06/26/1995

Reg #: 2036537

Reg. Dt: 02/11/1997

Mark:

Serial #: 74693839

Filing Dt: 06/26/1995

Reg #: 2034964

Reg. Dt: 02/04/1997

Mark: APPLE

Serial #: 78430282

Filing Dt: 06/04/2004

Reg #: 3200354

Reg. Dt: 01/23/2007

Mark:

APPLE CORPS LIMITED

Assignor

1

Exec Dt: 02/02/2007

Entity Type: COMPANY

Citizenship: UNITED KINGDOM

Assignee

APPLE INC.

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Entity Type: CORPORATION Citizenship: CALIFORNIA

Correspondence name and address

THOMAS R. LA PERLE 1 INFINITE LOOP

MS: 3TM

CUPERTINO, CA 95014

Search Results as of: 10/23/2007 03:15 PM

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Pages: 5

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Trademark Assignment Details

Reel/Frame: 3549/0043

Received: 05/24/2007 **Recorded:** 05/24/2007

Conveyance: ASSIGNS THE ENTIRE INTEREST

Total properties: 1

Serial #: 78430266 Filing Dt: 06/04/2004 Reg #: 3221275 Reg. Dt: 03/27/2007

Mark:

Assignor

Exec Dt: 05/22/2007

L APPLE CORPS LIMITED Entity Type: COMPANY

Citizenship: UNITED KINGDOM

Assignee

APPLE INC.

1 1 INFINITE LOOP
CUPERTINO, CALIFORNIA 95014

Entity Type: CORPORATION
Citizenship: CALIFORNIA

Correspondence name and address

THOMAS R. LA PERLE 1 INFINITE LOOP

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CUPERTINO, CA 95014

Search Results as of: 10/23/2007 03:16 PN

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: <u>78430230</u> Filing Dt: 0

Filing Dt: 06/04/2004 **Reg #:** <u>3317089</u>

Reg. Dt: 10/23/2007

Registrant: Apple Corps Limited

Mark: APPLE

Assignment: 1

Reel/Frame: 3691/0084 Received: 01/07/2008 Recorded: 01/07/2008 Pages: 4

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor:

APPLE CORPS LIMITED Entity Type: COMPANY

Citizenship: UNITED KINGDOM

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Exec Dt: 01/07/2008

Assignee: APPLE INC.

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

1 INFINITE LOOP

MS: 3TM

CUPERTINO, CA 95014

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